

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JEFFERY R. WERNER,

Plaintiff,

Case No. 1:15-cv-05143-AT
Hon. Analisa Torres

v.

VIRALNOVA, LLC, SCOTT DELONG, SARA
HEDDLESTON, AND DOES 1-10,
INCLUSIVE,

Defendants.

**NOTICE OF DEFENDANT VIRALNOVA, LLC'S MOTION TO DISMISS
COMPLAINT FOR COPYRIGHT INFRINGEMENT**

Pursuant to the first-filed rule and Federal Rule of Civil Procedure 12(b), Defendant ViralNova, LLC (ViralNova) respectfully moves the court to dismiss Plaintiff Jeffery R. Werner's complaint for copyright infringement.

Accompanying this motion is ViralNova's supporting memorandum of law and proposed order for dismissal.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on September 18, 2015 I filed the forgoing with the Court's electronic filing system, serving all counsel registered as filing users of the system pursuant to Local Civil Rule 5.2.

s/Ronald M. Daignault
Ronald M. Daignault